IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE SIXTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT APPEAL NO : 1925 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 14.10.2004 in W.P. No. 19028 of 2004 on the file of the High Court.)

Between:

Smt.Rahmat Bee, W/o.Late Gulam Mohammed, Bank Colony,
Shahbad Road, Cittapur, Dist:Gulbarga, Karnataka.

..... APPELLANT

AND

The Chief Manager (PPG), State Bank of Hyderabad. Gunfoundry, Hyderabad-500001.

.....RESPONDENT

Counsel for the Appellant: MR.MOHD.MUNEERUDDIN

Counsel for the Respondent:

The Court made the following :

ORAL ORDER:(*per Hon'ble Smt. Justice T. Meena Kumari*)

The present writ appeal is filed against the order dated 14.10.2004 passed by a learned single judge of this Court in W.P. No. 19028 of 2004.

The appellant initially filed the writ petition assailing the action of the respondent in withholding her pensionery benefits, without any proper enquiry.

The learned single judge observed that it is a dispute between two ladies with regard to the payment of pension. The petitioner herein claims that she is the legally wedded wife of the deceased employee. But the learned single Judge observed that since there is a dispute as to who is the legally wedded wife of the deceased employee, directed the petitioner to approach the competent Civil Court for a declaration as to the legal relationship of the petitioner with the deceased employee.

In that view of the matter, we are of the opinion that the learned single Judge is perfectly justified in disposing of the writ petition with such a direction and the order of the learned single judge needs no interference at this stage.

Accordingly, the writ appeal is devoid of merit and is dismissed. No costs.

T. MEENA KUMARI, J

S. ANANDA REDDY, J

06-12-2004

dvs/kvsn

To

The Chief Manager (PPG), State Bank of Hyderabad. Gunfoundry, Hyderabad-500001.

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